



JC04 Rec'd PCT/PTO 0 8 JAN 2001

PATENT

Case Docket No. JAMES46.001APC

Date: January 3, 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Rodney Mitchell Innes, et al.

App. No. : 09/673,987

Filed : October 23, 2000

For : IMPROVEMENTS IN  
HERBICIDES

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on

January 4, 2001

(Date)

Jeffery W. Koepke, Reg. No. 45,561

Group Art Unit : Unknown

TRANSMITTAL LETTER

ASSISTANT COMMISSIONER FOR PATENTS

WASHINGTON, D.C. 20231

ATTENTION: BOX MISSING PARTS

Dear Sir:

In response to the Notice to File Missing Parts of Application Under 37 CFR 1.53(f), which was mailed by the Office on November 6, 2000, enclosed are:

(X) An executed Declaration by Inventors.

(X) A Power of Attorney Form and Copy of Assignment.

(X) Small Entity Statement.

01/16/2001 HNGUYEN 00000061 09673987

(X) An extension of time to respond for One month is hereby requested.

01 FC:215 55.00 OP  
02 FC:254 65.00 OP  
03 FC:967 126.00 OP

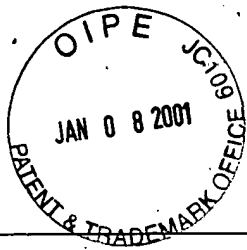
Time Extension Fee:

(X)	one month	(\$55 small entity)
()	two months	(\$195 small entity)
()	three months	(\$445 small entity)

(X) A verified statement to establish small entity status under 37 CFR 1.9 and 1.27.

(X) A Notice to File Missing Parts.

(X) Return prepaid postcard.



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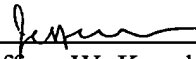
Date: January 3, 2001

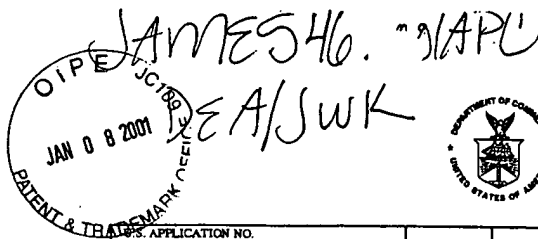
(X) Fees as calculated below:

SURCHARGE 37 CFR 1.16(e)	\$ + 130
Unpaid Claims	\$ 252
TOTAL OF ABOVE CALCULATIONS	\$ 382
REDUCTION BY 1/2 FOR FILING BY SMALL ENTITY. Note 37 CFR 1.9, 1.27, 1.28. If applicable, verified statement must be attached. \$ - 191	
FEE FOR EXTENSION OF TIME (LARGE ENTITY) One month	\$ 55
TOTAL FEES SUBMITTED	\$ 246

(X) A check in the amount of \$246 to cover the above fees is enclosed.

(X) The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment, to Account No. 11-1410. A duplicate copy of this sheet is enclosed.

  
Jeffery W. Koepke  
Registration No. 45,561  
Agent of Record



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: ASSISTANT COMMISSIONER FOR PATENTS  
Box PCT  
Washington, D.C. 20231

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/673987	INNES R	JAMES 46.001
KNOBBE MARTENS OLSON & BEAR LLP 620 NEWPORT CENTER DRIVE SIXTEENTH FLOOR NEWPORT BEACH, CA 92660		
INTERNATIONAL APPLICATION NO.		
PCT/NZ99/00047		
I.A. FILING DATE		PRIORITY DATE
21 APR 99		21 APR 98
DATE MAILED: 06 NOV 2000		

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),  
☒ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

- ☐ a non-English language.  
☒ English.

☐ Translation of the international application into English.

☐ Oath or Declaration of inventors(s) for DO/EO/US.

☒ Copy of Article 19 amendments.

☒ Translation of Article 19 amendments into English.

☒ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☒ Preliminary amendment(s) filed 23 OCT 00 and

☒ Information Disclosure Statement(s) filed 23 OCT 00 and

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed

☐ Verified Statement Claiming Small Entity Status.

☐ Priority Document.

☒ Copy of the International Search Report ☒ and copies of the references cited therein.

☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$198.00 as a ☒ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

**A copy of this notice *MUST* be returned with this response.**

Enclosed:

☐ PCT/DO/EO/917

☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Karen Williams *KW*

Telephone: 703-305-3688